

1 THE HONORABLE RICHARD A. JONES

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3
4 UNITED STATES DISTRICT COURT
5 WESTERN DISTRICT OF WASHINGTON
6 AT SEATTLE

7 UNITED STATES OF AMERICA,) No. CR19-064RAJ
8)
9 Plaintiff,)
10 v.) ORDER GRANTING UNOPPOSED
11 CARLOS BATRES-BARRETO,) MOTION TO CONTINUE TRIAL
12 Defendant.) AND PRETRIAL MOTIONS DATES

13 THIS MATTER having come before the Court on the unopposed motion for a
14 continuance of the trial and the pretrial motions due date, and the Court having
15 considered the facts set forth in the motion, the speedy trial waiver executed by
16 defendant, and the records and files herein, the Court finds as follows:

17 The Court finds that the ends of justice will be served by ordering a continuance
18 in this case, that a continuance is necessary to ensure adequate time for effective case
19 preparation, and that these factors outweigh the best interests of the public and
20 defendant in a speedy trial.

21 1. A failure to grant the continuance would deny defense counsel the reasonable
22 time necessary for effective preparation, taking into account the exercise of due
23 diligence, within the meaning of 18 U.S.C. § 3161(h)(7)(B)(iv). In addition, the failure
24 to grant a continuance in the proceeding would be likely to result in a miscarriage of
25 justice, within the meaning of 18 U.S.C. § 3161(h)(7)(B)(i).

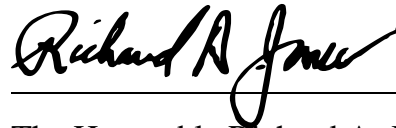
26 2. The ends of justice will be served by ordering a continuance in this case, as a
continuance is necessary to ensure adequate time for the defense to effectively prepare

1 for trial. All of these factors outweigh the best interests of the public and defendant in
2 a more speedy trial, within the meaning of 18 U.S.C. § 3161(h)(7).

3 IT IS THEREFORE ORDERED that the Defendant's Unopposed Motion to
4 Continue Trial Date and Pretrial Motions Deadline (Dkt. #23) is GRANTED. The
5 trial date is continued from July 29, 2019, to December 2, 2019. All pretrial motions,
6 including motions in limine, shall be filed no later than October 17, 2019.

7 IT IS FURTHER ORDERED that the resulting period of delay from the date of
8 this order to the new trial date of December 2, 2019, is hereby excluded for speedy
9 trial purposes under 18 U.S.C. § 3161(h)(7)(A) and (h)(7)(B)(iv).

10 DATED this 1st day of July, 2019.



11 The Honorable Richard A. Jones

12 United States District Judge
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